

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

November 7, 2002

DIVISION TWO

B148798 Hobdy (Not for Publication)
v.
Gaylor, et al.

The judgments are affirmed. Respondent shall recover his costs on appeal.

Ashmann-Gerst, J.

We concur: Boren, P.J.
 Doi Todd, J.

B151913 Young (Not for Publication)
v.
The Gersh Agency, Inc., et al.

The order denying the appellants' petition to compel arbitration and stay proceedings is affirmed. Respondent shall recover his costs on appeal.

Ashmann-Gerst, J.

We concur: Nott, Acting P.J.
Doi Todd, J.

B149893	National Union Fire Insurance Company v. TKA Express, Inc.	(Not for Publication)
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The judgment is reduced to \$73,176.98. As modified, the judgment is affirmed. The parties shall bear their own costs on appeal.

Ashmann-Gerst, J.

We concur: Boren, P.J.
 Nott, J.

DIVISION TWO (Continued)

B157717 Los Angeles County, D.C.S. (Not for Publication)
v.
Axel R.

The juvenile court's order of April 5, 2002, terminating appellant's parental rights is reversed. The matter is remanded to the juvenile court with directions to order DCFS to provide proper notice of the proceedings under the ICWA. If, after receiving notice under the ICWA, no tribe indicates the minors are Indian children within the meaning of the ICWA, then the juvenile court shall reinstate the order terminating appellant's parental rights.

Ashmann-Gerst, J.

We concur: Boren, P.J.
Doi Todd, J.

B153475 People (Not for Publication)
v.
Hernandez, et. al.

The judgments are affirmed and the trial court is directed to correct the abstract of judgment as to each appellant to reflect that each conviction under section 245, subdivision (a) (1) is for assault by means likely to produce great bodily injury rather than assault with a deadly weapon.

Ashmann-Gerst, J.

We concur: Nott, Acting P.J.
Doi Todd, J.

DIVISION THREE

B154031 Ilene Satre
v.
Darrell I. Satre

Filed order denying petition for rehearing.

November 7, 2002 (Continued)

DIVISION THREE (Continued)

117810-02

THE **HONORABLE DENNIS M. PERLUSS**, Associate Justice of the Court of Appeal, Second Appellate District, Division Seven, is hereby assigned to assist the Court of Appeal, Second Appellate District, **Division Three**, as a justice thereof, on the following date(s):

November 6, 2002 To December 31, 2002

and until completion and disposition of all causes and matters submitted pursuant to this assignment including, in necessary by reason of a vacancy or disqualification of a Court of Appeal justice, all petitions for rehearing arising out of such causes and matters.

This assignment does not extend to any matter in which the panel would be composed of two justices pro tempore.

November 6, 2002

Ronald M George
Chief Justice of California and
Chairperson of the Judicial council

DIVISION FOUR

Court convened at 9:00 A.M.

Present: Vogel (C.S.), P.J., Epstein, J., Hastings, J., Curry, J. and S. Veverka, Deputy Clerk.

Each of the following:

B160913 Gregory H. v. S.C.L.A.
B155099 People v. Matute
B156293 People v. Wilkins
B153542 People v. Masato
B157584 D.C.F.S. v. Susana G.

Argument waived, cause submitted.

DIVISION FOUR (Continued)

B159331 County of Los Angeles Sheriff's Department, et al.
v.
Superior Court, Los Angeles County
(G. Banu W., et al., r.p.i.)

Merits:

Argued by E. Thomas Dunn, Jr. for petitioners and by Gary L. Gebler for real parties in interest. Cause submitted.

B153022 Gladych & Associates
v.
Chartered Construction et al.

Merits:

Argued by John A. Gladych for appellant and by C. Phillip Jackson for respondents Chartered Construction and Skidmore. Counsel for respondent Kennard Design Group waived oral argument. Cause submitted.

B143751 Ackerman
v.
Ferry

Merits:

Argued by Thomas A. Brackey for appellant and by Jacqueline Connors Appelbaum for respondent. Cause submitted.

B150973 Smith, Roe and Bergantino
v.
Los Angeles County Board of Supervisors et al.

Merits:

Argued by Robert D. Newman for appellant and by Anita D. Lee for respondents. Submission deferred. Letter briefs to be filed by November 14, 2002. Matter to be submitted upon filing of all briefs.

B142502 Topanga and Victory Partners
v.
Toghia

Merits:

Argued by John D. Hanover for appellant and Gerald G. Miller for respondent. Cause submitted.

DIVISION FOUR (Continued)

Court recessed.

Court reconvened at 1:30 P.M.

Present: Vogel (C.S.), P.J., Epstein, J., Hastings, J., Curry, J. and S. Veverka, Deputy Clerk.

Each of the following:

B156122 People v. Pullum
B156122 People v. Bark
B158478 D.C.F.S. v. Deanne O.

Argument waived, cause submitted.

B154378 Holden
 v.
 Williams et al.

Merits:
Argued by Shelley Kaufman for appellant and by Roger H. Granbo for respondents. Cause submitted.

B155249 Maxicare Health Plans, Inc.
 v.
 Froelich

Merits:
Argued by Stephen F. Moeller for appellant and by Brad W. Seiling for respondent. Cause submitted.

B129551 Allen
 v.
 Drexler

Merits:
Argued by Douglas G. Benedon for appellant and by Jonathan B. Cole for respondent. Cause submitted.

DIVISION FOUR (Continued)

B153830 Kalski
 v.
 California Association of Professional Employees, et al.

Merits:
Argued by Steven Kalski appellant in propria persona and by Ellen J. Shin for respondent California Association of Professional Employees. Counsel for respondent County of Los Angeles waived oral argument. Cause submitted.

B155878 Troxler and Associates, Inc.
 v.
 BSI Financial Services, Inc.

Merits:
Argued by Chris W. Halling for appellant and by Countess Pease Jeffries for respondent. Cause submitted.

B152665 Tchakmakjian
 v.
 City of Glendale

Merits:
Argued by Lee Grant for appellant and by Thomas J. Feeley for respondent. Cause submitted.

B153671 Burris
 v.
 Eddie's Liquor Store, et al.

Merits:
Argued by Nigel J. Burns for appellant and by Jason P. Tortorici for respondents. Cause submitted.

B153920 Slesinger, Inc.
 v.
 Walt Disney Company

Merits:
Argued by Daniel M. Petrocelli for appellant and by Bertram Fields for respondent. Cause submitted.

November 7, 2002 (Continued)

DIVISION FOUR (Continued)

Court adjourned.

DIVISION FIVE

B158786 People (Not for Publication)

V.

Brandon Williamson et al

The judgment is affirmed.

Grignon, J.

We concur: Turner, P.J.
 Armstrong, J.

B156704 People (Not for Publication)

V.

Donnie W. Perryman

The judgment is affirmed.

Mosk, J.

We concur: Grignon, Acting P.J.
Armstrong, J.

DIVISION SIX

B148581 Ross (Not for Publication)

V.

County of Santa Barbara

The judgment is affirmed. County is awarded costs on appeal.

Yegan, Acting P.J.

We concur: Coffee, J.
Perren, J.

November 7, 2002 (Continued)

DIVISION SIX (Continued)

B155436 People (Not for Publication)
v.
Bedford

The judgment is affirmed.

Gilbert, P.J.

We concur: Coffee, J.
Perren, J.

B155841 People v. Caldwell (Not for Publication)

The judgment is affirmed.

Gilbert, P.J.

We concur: Coffee, J.
Perren, J.